

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

VICTOR AVINA,

No. C 08-3620 WHA (PR)

Petitioner,

**ORDER AMENDING CAPTION**

v.

ROBERT A. HOREL, Warden,

Respondent.

The caption of the order of dismissal (document number 4 on the docket) is **AMENDED** to reflect that in forma pauperis status was denied rather than granted by substituting the word “denying” in place of the word “granting.”

**IT IS SO ORDERED.**

Dated: September 2, 2008.

  
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WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

VICTOR AVINA,

Plaintiff,

v.

ROBERT A. HOREL et al,

Defendant.

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Case Number: CV08-03620 WHA

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on September 2, 2008, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Victor Avina  
K-15466/C8-213  
Pelican Bay State Prison  
PO Box 7500  
Crescent City, CA 95531

Dated: September 2, 2008

Richard W. Wieking, Clerk  
By: D. Toland, Deputy Clerk